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 and Wal-Mart Stores, Inc.*

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

IN RE ONLINE DVD RENTAL ANTITRUST LITIGATION	Master File No. M:09-CV-2029 PJH MDL No. 2029 Hon. Phyllis J. Hamilton
This document relates to: ALL ACTIONS	PLAINTIFFS' AND WAL-MART DEFENDANTS' UNOPPOSED ADMINISTRATIVE MOTION FOR STAY AND BIFURCATION OF PROCEEDINGS BASED ON PROPOSED SETTLEMENT PURSUANT TO CIVIL LOCAL RULE 7-11; [PROPOSED] ORDER

1
2 Plaintiffs and defendants Walmart.com USA LLC and Wal-Mart Stores, Inc. (collectively,
3 the “Wal-Mart Defendants”) respectfully request a stay of all pending motions, deadlines, and
4 other proceedings pertaining to the Wal-Mart Defendants, including proceedings pertaining to
5 Plaintiffs’ motion for class certification, pending preliminary and final approval by the Court of
6 the settlement reached between Plaintiffs and the Wal-Mart Defendants on August 27, 2010.
7 Additionally, Plaintiffs and the Wal-Mart Defendants request bifurcation of proceedings involving
8 the Wal-Mart Defendants from those involving Netflix.

9 Nothing in this motion is intended to or will affect Netflix, and Netflix has confirmed that
10 it does not oppose the requested relief.

11 The requested relief would serve the public policy in favor of settlement by facilitating the
12 parties’ settlement and by preserving the status quo pending proceedings relating to preliminary
13 and final approval of the settlement.

14 Dated: August 30, 2010

Respectfully submitted,

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***Lead Counsel for Plaintiffs and the
Proposed Class***

[PROPOSED] ORDER

The unopposed administrative motion by Plaintiffs and the Wal-Mart Defendants to stay proceedings against the Wal-Mart Defendants and bifurcate the claims against the Wal-Mart Defendants from those against Netflix is hereby GRANTED. In light of the settlement reached between Plaintiffs and Defendants Walmart.com USA LLC and Wal-Mart Stores, Inc. (collectively, the Wal-Mart Defendants) on August 27, 2010, all proceedings between Plaintiffs and the Wal-Mart Defendants, including the pending motion for class certification, are hereby stayed pending proceedings relating to preliminary and final approval of the settlement.

Additionally, Plaintiffs' claims against the Wal-Mart Defendants are hereby bifurcated from those against Defendant Netflix, Inc. ("Netflix"); all deadlines relating to Plaintiffs' claims against Netflix shall remain in place absent further order of the Court. If the settlement between Plaintiffs and the Wal-Mart Defendants ultimately is not approved, Plaintiffs and the Wal-Mart Defendants shall return to their status quo as of August 27, 2010.

IT IS SO ORDERED.

Dated _____.

HON. PHYLLIS J. HAMILTON
UNITED STATES DISTRICT JUDGE